



Appendix E

State Historic Preservation
Office Concurrence

**OFFICE OF HISTORIC PRESERVATION
DEPARTMENT OF PARKS AND RECREATION**

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November 22, 1999

Reply To: FHWA990930B

Mr. Jeffrey Lindley, Division Administrator
Federal Highway Administration
Region Nine, California Division
980 Ninth Street, Suite 400
Sacramento, CA 95814-2724

Subject: Proposed State Route 905 (File #11-SD-905, PM 5.2/12.0),
San Diego County. CA

Dear Mr. Lindley:

Thank you for consulting me pursuant to 36 CFR 800, implementing regulations for Section 106 of the National Historic Preservation Act (NHPA). The Federal Highway Administration (FHWA) has requested my review of the Historic Property Survey Report (HPSR) for the proposed State Route 905. Route 905 will generally run east/west, parallel to the International Border, from Interstate 805 on the west to the Otay Mesa Port of Entry on the east where it will connect to proposed State Route 125 - South at a juncture several miles north of the International Border Crossing.

Your letter requested my comments on your determination of the eligibility of 21 architectural properties, 16 archaeological sites, and 2 mapped historic locations situated within the proposed project Area of Potential Effects (APE).

ARCHITECTURAL PROPERTIES

- Otay International Center/Otay Commercial Center
 - 2455 Otay Center Drive
 - 9475 Nicola Tesla
 - 2510 Otay Center Drive
 - 1520 Roll Drive
 - 2390 Roll Drive
 - 2490-2498 Roll Drive
 - 9850 Airway Road
 - 2155 Paseo de Las Americans
 - 9651 Airway Drive
 - 2001 Sanyo Drive
 - 1725 Dornach Drive

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- 1840 Dornach Drive
- 1710 Dornach Drive
- 1855 Dornach Drive
- San Diego Gas and Electric Substation (no street address)
- Partially demolished concrete block buildings (no street address)
- Concrete Block Buildings (no street address)
- Brown Field Business Park
 - 2055 Dublin Road
 - 7625 Panasonic Way
 - 7825 Waterville Way
 - 7664 Panasonic Way
 - 7510 Airway Road
 - 7520 Airway Road
- 1950 Cactus Road
- 1940 Cactus Road
- 1916 Cactus Road
- 1812 Cactus Road
- 1724 Cactus Road
- 1708 Cactus Road
- 1704 Cactus Road
- 1690 Cactus Road
- 1670 Cactus Road
- 1703 Cactus Road
- Mesa Business Park
 - 6960 Camino Maquiladora
 - 6950 Camino Maquiladora
 - 6940 Camino Maquiladora
 - 6930 Camino Maquiladora
 - 6965 Camino Maquiladora
 - 6975 Camino Maquiladora
 - 6955 Camino Maquiladora
 - 6935 Camino Maquiladora
 - 2675 Pacific Rim
 - 1663 Pacific Rim
- 6450 Heritage Circle
- 1625 Heritage Road
- 6275 Otay Mesa Road
- Small series of sheds (no street address)

Staff review of the HPSR and its evaluation of these properties leads me to concur with your determination that the following properties are more than 50

years old and are not eligible for inclusion in the National Register of Historic Places (NRHP): 1940 Cactus Road, 1724 Cactus Road, 1704 Cactus Road, and a series of agricultural sheds/outbuildings (APN 645-090-05). The rest of the properties are less than 50 years old and are not exceptionally significant. I agree that none of these are eligible for the NRHP.

MAPPED HISTORICAL RESOURCES

The locations of two historical resources were identified during map research within the APE: P-37-015987 and P-37-015988. A building is shown at the location now designated P-37-015987 on the 1903 30' Cuyamaca USGS quadrangle map. Field reconnaissance of this mapped location revealed that the site has been physically altered by placement of fill soil and/or grading to the extent that little or no research potential is indicated. P-37-015988 is the location of what was once the site of St. John's Lutheran Church and an associated cemetery. The church was torn down in approximately 1940 and in 1970 the human remains were relocated from the abandoned cemetery to the Glen Abbey Memorial Park in Bonita, California.

Based on the information provided, I agree that neither location is eligible for inclusion in the NRHP. With regard to P-37-015988, although it is believed that all of the burials have been removed and reburied, I agree with the recommendation in the HPSR that monitoring be conducted during construction within the portion of the cemetery located within the APE in the event that burials present in unmarked graves are encountered.

ARCHAEOLOGICAL SITES

The HPSR indicates that the generalized sparse lithic scatter that covers Otay Mesa was identified as not eligible for inclusion in the NRHP and was not tested for this project, in accordance with guidance provided in 1996 by the State Historic Preservation Officer (SHPO). The rationale for this is discussed in the Otay Mesa Management Plan prepared for the Route 905 project, a document reviewed by the SHPO in 1996. The HPSR also indicates that CA-SDI-12337 was previously determined ineligible for the NRHP given the agricultural disturbance it has experienced and its lack of an intact subsurface deposit.

You are seeking my comments on your determination of the eligibility for the additional 15 archaeological sites within the APE of the undertaking. The archaeological properties include the following:

- Eligible
CA-SDI-11424

- Ineligible

CA-SDI-6941, Locus G	CA-SDI-10187	CA-SDI-14087
CA-SDI-6941, Locus Y	CA-SDI-10245/10734	
CA-SDI-7208	CA-SDI-11423	
CA-SDI-7604	CA-SDI-12881	
CA-SDI-10185, Locus C	CA-SDI-12882	
CA-SDI-10186, Locus B	CA-SDI-14086/H	

I concur with your determination that CA-SDI-11424 is eligible for the NRHP under criterion D based on the presence of 1) an intact subsurface deposit with a large quantity and wide range of cultural material; 2) material for radiocarbon analysis; 3) intact prehistoric features; and 4) the potential for this site to answer significant research questions contained in the HPSR.

You have indicated that CA-SDI-7604 underwent testing and data recovery in conjunction with a prior project. Given the previous work, I agree that CA-SDI-7604 is not eligible for the NRHP.

I concur that the following sites and the prehistoric component of CA-SDI-14086/H are ineligible for inclusion in the NRHP because they were found not to contain subsurface deposits, diagnostic artifacts, intact features, Native American heritage concerns, or further research potential:

CA-SDI-6941, Locus G	CA-SDI-10187	CA-SDI-14087
CA-SDI-6941, Locus Y	CA-SDI-10245/10734	
CA-SDI-7208	CA-SDI-11423	
CA-SDI-10185, Locus C	CA-SDI-12881	
CA-SDI-10186, Locus B	CA-SDI-12882	

I also agree that the historic component of CA-SDI-14086/H is ineligible for the NRHP due to lack of a subsurface deposit and the inability to place the trash scatter into the Otay Mesa historical context.

In considering the NRHP eligibility of any property, all the criteria defined by 36 CFR Part 60.4 need to be considered. In general, the HPSR and the reports attached to it skipped to criterion D. In the future, please clearly address all of the criteria for eligibility.

FINDING OF EFFECT

You have determined that implementation of the undertaking will have No Adverse Effect on CA-SDI-11424. You have justified this finding by suggesting

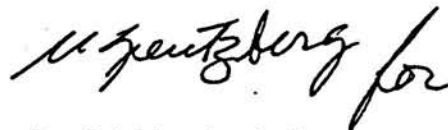
that effects of the undertaking that would otherwise be adverse will not be adverse if the following measures are implemented:

- Redesign of the proposed roadway to avoid impacting the identified, intact, significant subsurface deposits within site CA-SDI-11424.
- Monitoring of construction activities within the vicinity of site CA-SDI-11424 by a qualified archaeologist.

I have considered the foregoing recommendations and find that they are sufficient to warrant my concurrence in your no adverse effect determination if you agree to impose them as conditions on the undertaking [36 CFR § 800.5(b)]. You may indicate your agreement by executing the signature block below. My receipt of a copy of this letter bearing your signature will constitute satisfactory evidence of Section 106 compliance by the FHWA for this undertaking.

Your consideration of historic properties in the project planning process is appreciated. Should you have any questions, please contact staff archaeologist Charles Whatford by telephone at (916) 653 - 2716 or via email cwhat@ohp.parks.ca.gov

Sincerely,



Daniel Abeyta, Acting
State Historic Preservation Officer

AGREED: 

Jeffrey Lindley
Division Administrator
Federal Highway Administration

DATE 12/27/99

**OFFICE OF HISTORIC PRESERVATION
DEPARTMENT OF PARKS AND RECREATION**

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January 26, 2004

In reply refer to:
FHWA 031210A

David A. Nicol, Division Administrator
California Division
Federal Highway Administration
650 Capitol Mall, Suite 4-100
Sacramento, California 95814-2724

RE: HDA-CA, FILE NO. 11-SD-905, DOCUMENT #P47318 [SECTION 106 CONSULTATION ON
ROUTE 905 BIOLOGICAL MITIGATION PARCEL, OTAY MESA, SAN DIEGO COUNTY]

Dear Mr. Nicol:

This letter is a response to your submission of the October 2003 2nd *Supplemental Historic Property Survey Report for State Route 905, Otay Mesa, KP 9.2/19.3, Biological Mitigation Parcel, San Diego County, California* (HPSR). My comments on the submission here are made pursuant to 36 CFR Part 800, the regulations that implement Section 106 of the National Historic Preservation Act of 1966 (16 U.S.C. 470f), as amended (Act).

You request in your letter of 9 December 2003 that I concur in the following:

- (1) the adequacy of the delineation of the project's Area of Potential Effects (APE) [36 CFR §800.4(a)],
- (2) the HPSR and attached documentation have adequately inventoried and evaluated properties within the APE [36 CFR §800.4 (a-b)],
- (3) that archaeological sites CA-SDI-10193 and CA-SDI-10285 are not eligible for inclusion in the National Register of Historic Places (National Register),
- (4) that archaeological sites CA-SDI-10201, CA-SDI-10649, and CA-SDI-10650 are determined to be eligible for the National Register for the purposes of this undertaking,
- (5) the undertaking, as proposed, will have No Adverse Effect on potential historic properties in accordance with 36 CFR §800.5(b), and
- (6) FHWA has complied with the requirements of 36 CFR §800 for this undertaking.

Area of Potential Effects (APE)

On the basis of my review of the HPSR, I concur that the FHWA's effort to determine and document the undertaking's APE, pursuant to 36 CFR §800.4 (a)(1) is adequate. I understand the present APE for the undertaking to consist of the legal property limits for the 80-acre Wall-Hudson bio-mitigation parcel as depicted on Figure 3 - "APE Map Wall-Hudson Biological Mitigation Parcel" of the HPSR.

Level of Effort

In accordance with 36 CFR §800.4. (a-b), I concur that the FHWA's effort to identify and evaluate historic properties within the APE is adequate.

Determination of Eligibility

I concur with the FHWA's determinations that

CA-SDI-10193 and **CA-SDI-10285**

are *not* eligible for inclusion in the National Register as they are considered sparse lithic scatters which contain no subsurface deposits, no artifact variability, no Native American heritage values, no materials suitable for placing them in their prehistoric archaeological context, and have extremely limited research potential.

I also concur with the FHWA's determinations that, for the purposes of this consultation,

CA-SDI-10201 **CA-SDI-10649** **CA-SDI-10650**

are considered eligible for the National Register under Criterion D.

Effect Finding

I am prepared to concur with the FHWA's finding that this undertaking will not adversely affect historic properties, pursuant to 36 CFR § 800.5 (b), if the agency (1) imposes on the undertaking the condition you have proposed; namely, to protect sites CA-SDI-10201, CA-SDI-10649 and CA-SDI-10650 by placing them within, and then enforcing the integrity of, an Environmentally Sensitive Area (ESA), as depicted on the project plans; and (2) qualifies the finding of "no adverse effect" to a finding of "no adverse effect with condition." Your acceptance of the two aforementioned conditions may be evidenced by your signature, or that of your designee, on the signature block below. Your signature will also evidence my concurrence in the FHWA finding of "no adverse effect with condition" and in your determination that this consultation has been brought to a satisfactory conclusion. Please furnish me with a copy of this letter following your execution of the signature block. If you do not wish to execute the signature block below, please notify me at your earliest convenience. If you have any questions or need clarification of any of my comments, please contact Blossom Hamusek, Staff Archaeologist, at (916) 653-4614 or at bhamu@ohp.parks.ca.gov.

Sincerely,



Dr. Knox Mellon
State Historic Preservation Officer

ACCEPTED: _____
David A. Nicol, Acting Division Administrator Date
California Division, Federal Highway Administration